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U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
OFFICE OF HEARINGS
WASHINGTON, D.C.

2005 JUN 28 A 11:24

In the Matter of Amerijet International, Inc.

2003EA700334

CP04EA0019

The Honorable Burton S. Kolko

FAA 2004-18807-8

COMPLAINANT'S FIRST SET OF INTERROGATORIES
AND REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to 14 C.F.R. 13.220 and Rules 33 and 34 of the Federal Rules of Civil Procedure, Complainant requests that the Respondent provide the following discovery within thirty (30) days.

It is requested that the Respondent answer the following interrogatories and produce the documents hereinafter described. This request shall be deemed to be continuing to the extent permitted by Rule 26(e) of the Federal Rules of Civil Procedure so as to require you to file supplemental responses. This request is intended to cover all documents in the Respondent's possession or subject to Respondent's custody and control and includes documents in the possession of each individual who acts, or has acted at relevant times, as an employee, agent or representative of Respondent.

DEFINITIONS

- A. When knowledge or information in possession of a party is requested, such request includes knowledge of the party's agents, representatives and, unless privileged, the party's attorneys.
- B. The pronoun "you" and "yours" refers to the party to whom these interrogatories are addressed.
- C. Unless otherwise indicated, these interrogatories refer to the time, place and circumstances of the occurrences mentioned or complained of in the pleadings.
- D. When used with respect to an individual, corporate, business or governmental entity, "identify" means state the name and present business or residence addresses of the individuals or entities and the employer, governmental or business affiliation and position of the individual.
- E. The terms "document" and "statement" mean without limitation, the following items, whether printed or recorded or reproduced by any other mechanical process or written or produced by hand: agreements, communications, correspondence, telegrams, memoranda, summaries or records of telephone conversations, summaries or records of personal conversations or interviews, diaries, reports, notebooks, note charts, plans, drawings, sketches, maps, summaries or reports of investigations, opinions or reports of consultants, photographs, motion picture films, tape recordings, computerized data, brochures,

pamphlets, advertisements, circulars, press releases, drafts, letters, any marginal comments appearing on any document, and all other writings, including electronic writings.

F. When used with respect to a document, "identify" means furnish the document itself, or in lieu thereof, the name and date of the document, the name and address of the person or persons originating the document, the name and address, if any, of the person or persons to whom the document is addressed, the names and addresses of all persons to whom copies of the documents were or have been sent, and the organization, firm or agency with which all such persons were connected as of the date of the document, and if not in possession of the original or a copy, furnish the name and address of the custodian of the original or a copy, or furnish the name and address of a person whom you believe is in possession of the original or a copy of such document.

G. "Oral communication" means any oral exchange with words.

H. When used with respect to an oral communication, "identify" means state the date and place where such oral communication was made, the names of all individuals who participated in the communication, and their positions, employers, and employers' addresses, the names of all individuals who were present at the time the communication was made and their business affiliations and positions, the nature and substance of the communication, the nature and substance of each document recording or pertaining to such

oral communication, and the name and present address of the present custodian of each such document.

I. For all interrogatories to which the responding individual has an objection, state the factual and legal basis for the claimed privilege, or any other authority which provides the claimed basis for the objection.

J. All documents requested as to which the responding individual claims privilege or any other objection as a ground for non-production shall be identified chronologically as follows:

- (a) date,
- (b) title,
- (c) type of document (e.g. memorandum, report, chart, etc.),
- (d) subject matter (without revealing the information as to which privilege or statutory authority is claimed).
- (e) factual and legal basis for the claimed privilege, or any other authority which provides the claimed ground for non-productivity

INTERROGATORIES

1. Identify the names, titles, business or home addresses and telephone numbers of each person whom the Respondent intends to call as a witness at the hearing of this matter.
2. Provide the substance of the testimony to be offered by each of said witnesses.
3. With respect to each expert witness identified in response to request Nos. 1 and 2 above:
 - (a) identify the subject matter on which the expert is expected to testify;
 - (b) list the substance of the facts and opinions to which the expert is expected to testify;
 - (c) provide a summary of the grounds for each opinion;
 - (d) if the Respondent intends to introduce into evidence or otherwise rely upon a written curriculum vitae or other written document listing the expert's professional qualifications, identify and attach copies of all such documents.
4. To the extent not encompassed in your response to request Nos. 1, 2 and 3 above, identify and produce statements of all individuals who spoke to, or were interviewed by, the Respondent regarding this matter.

5. Identify and produce copies of any and all documents on which the Respondent anticipates relying, or will rely, in support of the case it will present at the hearing in this matter, including but not limited to documents you intend to introduce into evidence.

Respectfully submitted,

Loretta E. Alkalay
Regional Counsel

By:



Jeanine C. Gotimer

Date: 5-23-05

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CERTIFICATE OF SERVICE

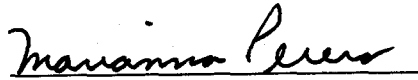
I hereby certify that on this day copies of the foregoing complainant's first set of interrogatories and request for production of documents were placed in the United States mail, postage prepaid, Certified Mail - Return Receipt Requested addressed as follows:

The Honorable Burton S. Kolko
Administrative Law Judge
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Room 5411
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400 Seventh Street, S.W.
Washington, D.C. 20590

Federal Aviation Administration (Original and one copy)
800 Independence Avenue, S.W.
Washington, D.C. 20591
Attn: Hearing Docket Clerk, AGC-430
Wilbur Wright Building - Room 2014

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Date: MAY 25 2005


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